

19880502

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 2, 1988
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:09 p.m. The meeting was recessed by Mayor O'Connor to meet as the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 6:54 p.m. Mayor O'Connor adjourned the meeting at 6:56 p.m. to meet in Closed Session immediately in the twelfth floor conference room regarding the acquisition of the Famosa Slough and to meet in Closed Session at 9:00 a.m., Tuesday, May 3, 1988, in the twelfth floor conference room on Meet and Confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-excused by R-272490
(City business out of town)
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (eb)

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FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member McColl-present
- (4) Council Member Pratt-not present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Pastor Mark A. Winter,
Gethsemane Lutheran Church.

FILE LOCATION: MINUTES

May-2-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Struiksma.

FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

4/4/88

4/7/88 Special

4/11/88

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A050-052.)

MOTION BY STRUIKSMA TO APPROVE. Second by HENDERSON. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-31: GRANTED HEARING

Matter of the request of The City of San Diego and San
Pasqual Vineyards and San Diego Winery, Partners, for a
hearing of an appeal from the decision of the Board of
Zoning Appeals in failing to grant or deny a variance to
enlarge a winery where such use is permitted by Conditional
Use Permit only. The subject property is located at 13455
San Pasqual Road in the A-1-10 Zone in the San Pasqual
Valley Community Plan area and is more particularly
described as Rancho San Bernardo (Oaks Tract).
(Case C-19859. District-1.)

A motion granting or denying the request for a hearing of
the appeal.

NOTE: If the request to allow an appeal is granted, time
has been reserved for the project to be heard on Tuesday,
May 17, 1988 at 2:00 p.m.

FILE LOCATION: ZONE Zoning Appeals Case C-19859

COUNCIL ACTION: (Tape location: A053-084.)

MOTION BY STRUIKSMA TO GRANT THE HEARING ON THE FINDING THAT THE MATTER HAS CITYWIDE INTEREST. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-88-187) INTRODUCED, TO BE ADOPTED MAY 16, 1988

Introduction of an Ordinance amending Chapter VIII, Article 4, of the San Diego Municipal Code by adding Section 84.16 relating to Trespassing at Mount Hope Cemetery.

(See City Manager Report CMR-88-113 and memorandum from City Attorney dated 2/22/88. Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: Presently Mount Hope Cemetery is experiencing pedestrian traffic across the Cemetery grounds from persons who find it convenient to use the roads to go from areas adjacent to one side of the Cemetery to a destination adjacent to the opposite side of the Cemetery. These people have no business on the Cemetery grounds, and at times walk-through traffic has led to vandalism and recently an attack on an individual visiting the Cemetery. The proposed ordinance would make it unlawful for anyone to come on the Cemetery grounds for any purpose other than that involving burial or visiting a grave site. It would also allow for the posting of signs warning people not to trespass, and this would hopefully deter most of the traffic and would give the police some legal means of enforcing the regulation.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B127-130.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-51:

Two actions relative to amending the San Diego Municipal Code concerning Park Fees:
(See City Manager Report CMR-88-58.)

Subitem-A: (O-88-146) INTRODUCED, TO BE ADOPTED MAY 16, 1988

Introduction of an Ordinance amending Chapter IX, Article 6, Division 4, of the San Diego Municipal Code by amending

Section 96.0404, relating to Use of Fees Collected.

Subitem-B: (O-88-147) INTRODUCED, TO BE ADOPTED MAY 16,
1988

Introduction of an Ordinance amending Chapter X, Article 2,
Division 4, of the San Diego Municipal Code by amending
Sections 102.0406.06, 102.0406.06.1, 102.0406.06.2,
102.0406.06.4, 102.0406.06.5, 102.0406.06.6, 102.0406.06.7,
102.0406.06.8, 102.0406.06.10 and 102.0406.06.11, relating
to Park Fees in Community Planning Areas.

COMMITTEE ACTION: Reviewed by PFR on 2/10/88. Recommendation
to adopt the City Manager's recommendation to amend the San
Diego Municipal Code. Districts 1, 5, 6, 7 and 8 voted yea.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B127-130.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by McColl.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-88-1826) ADOPTED AS RESOLUTION R-270822

Awarding a contract to Van Waters and Rogers, Inc. for
furnishing liquid caustic soda, as may be required for a
period of one year beginning July 1, 1988 through June
30, 1989, for an estimated cost of \$330,500, including
tax, with an escalation price during the contract year
not to exceed 10 percent of bid price, with an option to
renew the contract for an additional one-year period,
with a price escalation not to exceed 25 percent of bid
price; authorizing the Purchasing Agent to purchase
liquid caustic soda on an emergency basis in the event
the contract vendor fails to deliver caustic soda on any
occasion, from Western States Chemical Supply Corp. or
Stauffer Chemical Company, if supply of caustic soda
becomes very tight, on the open market. (BID-9557)

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-88-1817) ADOPTED AS RESOLUTION R-270823

Awarding a contract to Joy Technologies Inc. for the purchase of four replacement sets of catalyst for joy catalytic converters, for a total cost of \$243,907.36, including tax. (BID-9592)

Aud. Cert. 8800912.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-88-1825) ADOPTED AS RESOLUTION R-270824

Awarding a contract to Bert's Office Trailer Rentals for the purchase of three office trailers for Point Loma Wastewater Treatment Plant, for an actual cost of \$30,671.52, including tax and tie down charges. (BID-9605)

Aud. Cert. 8800931.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-88-1832) ADOPTED AS RESOLUTION R-270825

Awarding an option contract to Dion International Trucks, Inc., meeting the specifications on Item 14 of Medium and Heavy Duty Trucks, for the purchase of six 25 cubic yard roll off containers, for a total cost of \$17,892, including tax and terms. (BID-9383)

Aud. Cert. 8800945.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104:

Two actions relative to the South Mission Valley Trunk Sewer Diversion:
(Mission Valley Community Area. District-5.)

Subitem-A: (R-88-1829) ADOPTED AS RESOLUTION R-270826
19880502

Inviting bids for the Construction of the South Mission Valley Trunk Sewer Diversion on Work Order No. 170021; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$48,393 within the Sewer Revenue Fund 41506 from Unallocated Reserve 70679 to the Wastewater Systems Construction Program 70492, CIP-44-032, South Mission Valley Trunk Sewer; authorizing the expenditure of funds not to exceed \$661,793 from Sewer Revenue Fund 41506, CIP-44-032, South Mission Valley Trunk Sewer, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9704)

Subitem-B: (R-88-1830) ADOPTED AS RESOLUTION R-270827

Certifying that the information contained in Environmental Mitigated Negative Declaration EMND-86-0410, dated September 17, 1986, issued in connection with Construction of the Mission Valley Trunk Sewer Diversion has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: This project involves the construction of a diversion sewer and siphon across the San Diego River at the I-15 crossing. The diversion sewer consists of 476 feet of 21-inch V.C. pipe and a 296-foot concrete encased three-barrel siphon. The South Mission Valley Trunk Sewer, west of the diversion is overloaded. This diversion will divert 8 million gallons per day (MGD) from that sewer to the North Mission Valley Interceptor Sewer, which has been scheduled for replacement in the Capital Improvements Program (CIP), and has excess capacity. This diversion project will eliminate the need to replace the entire South Mission Valley Trunk Sewer.

Aud. Cert. 8800919.

WU-P-88-117.

FILE LOCATION: W.O. 170021 CONT - Chilcote, Inc.
CONTFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105: (R-88-1822) ADOPTED AS RESOLUTION R-270828
19880502

Inviting bids for the Mission Beach Boardwalk
Reconstruction on Work Order No. 118456; authorizing the
execution of a contract with the lowest responsible bidder;
authorizing the City Auditor and Comptroller to transfer
within Capital Outlay Fund 30245 an amount not to exceed
\$65,000 from CIP-58-004.0 Annual Allocation - Miscellaneous
Improvements on City Streets to CIP-52-335.0, Mission Beach
Boardwalk; authorizing the expenditure of an amount not to
exceed \$560,931 from Capital Outlay Fund 30245,
CIP-52-335.0, Mission Beach Boardwalk, for said project and
related costs; authorizing the Auditor and Comptroller,
upon advice from the administering department, to transfer
excess budgeted funds, if any, to the appropriate reserves.
(BID-9688)

(Mission Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: This project will
replace the existing reinforced concrete walkway, stairs, and
landings on Mission Beach Boardwalk from Balboa Court north to
San Fernando Place. Frequent use of the boardwalk by trucks and
other equipment is producing surface failures on the walk slab.
Steel reinforcing, exposed to an extremely corrosive marine
environment, is rusting and weakening the structure. Heavy
storm surf is eroding backfill material beneath the walkway
creating large voids. This progressive sand loss from under the
walkway is decreasing structural support for the surface slab.
Replacing the deficient structural elements with construction
conforming to current building code requirements will increase
the live load capacity of the boardwalk. The improvements will
also provide uniformly smooth walking surfaces for users of the
facility.

Aud. Cert. 8800860.

FILE LOCATION: W.O. 118456 CONT - ROCA Construction,
Inc. CONTFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT . Second by Filner. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-106: (R-88-1831) CONTINUED TO MAY 31, 1988

Inviting bids for the Construction of Genesee Avenue Bikeway III between Osler Street and Derrick Drive on Work Order No. 118694; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$70,250 within Local Transportation Fund 39005 from CIP-58-053, Black Mountain Road Bikeway to CIP-58-052, Genesee Avenue Bikeway III; authorizing the expenditure of funds not to exceed \$220,000 from Local Transportation Fund 39005, CIP-58-052, Genesee Avenue Bikeway III, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9703)

(Clairemont Mesa Community Area. Districts-5 and 6.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide an exclusive lane bikeway on Genesee Avenue from Osler Street on the south to Derrick Drive on the north. Construction improvements will include modifications of existing median islands, traffic signals, and removing and restriping existing traffic lanes and shoulder paving. This project will provide for the completion of the southern portion of Genesee Avenue Regional Bikeway which currently extends from North Torrey Pines Road. This bikeway, when completed, will service Mesa Community College, a junior high school, and a series of traffic generators.

Aud. Cert. 8800920.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B115-127.)

MOTION BY HENDERSON TO CONTINUE TO MAY 31, 1988 AT HIS REQUEST FOR FURTHER REVIEW OF THE TRAFFIC IMPACT. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107: (R-88-1823) ADOPTED AS RESOLUTION R-270830
19880502

Inviting bids for the Repair of Sewer Pump Station 30-A on Work Order No. 171051/024402; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$202,000 from Sewer Revenue Fund 41506, CIP-46-106.0, Annual Allocation - Pump Station Restorations, for said project and related costs;

authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9689)

(University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Pump Station No. 30-A is located just west of I-5 on La Jolla Village Drive and was installed during the summer of 1977. The station is a prefabricated fiberglass module, 10 feet in diameter, manufactured by Gorman-Rupp, buried under 30 feet of fill, and accessed by a 4-foot-wide shaft. Construction of a new wet well in 1985 adjacent to the station caused cracks to appear in the domed ceiling of the station, threatening its structural integrity. Accordingly, the Water Utilities Department asked the firm of Woodward-Clyde to conduct an investigation of the soil conditions at the site. Based on their recommendations and Council Policy 300-7 and A. R. 25.60 for contracts under \$10,000, Ferver Engineering Corporation was hired to design a suitable repair. The resulting design is a reinforced concrete relieving slab, 21 feet square by 3 feet deep, placed directly above the dome of the station. The slab will be supported on four 54-foot concrete piers poured into 30-inch holes drilled down to a stable layer of earth. The slab will protect the station from further damage and the possibility of collapse; the cracks in the dome will be sealed to prevent water from entering the station.

Aud. Cert. 8800785.

WU-P-88-097.

FILE LOCATION: W.O. 171051/024402 CONT - CAL Southwest Construction Inc. CONFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-88-1816) ADOPTED AS RESOLUTION R-270831
19880502

Inviting bids for the La Jolla Village Drive Slope Stabilization and Restoration between I-5 and Lebon Drive on Work Order No. 118659; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$47,000 of contingency money from CIP-52-281, La Jolla Village Drive/Miramar Road, for said project and related costs;

authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9683)

(University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: During the construction of La Jolla Village Drive/Miramar Road, CIP-52-281, a localized landslide occurred adjacent to La Jolla Village Drive between I-5 and Lebon Drive. A soil engineering consultant was hired to investigate the extent of the landslide and recommend design solutions. The landslide area affected a portion of UCSD property and permission has been given to the City to enter and do work on the University property. The contractor of work, who has since completed his onsite work, has indicated a change order cost of \$96,750 for the recommended slope repair. This repair will remove and recompact approximately 835 cubic yards of soil, provide slope drains, install a four foot retaining wall at the toe of slope and landscape the repaired slope. Staff's estimate of the slope repair is approximately \$47,000. It is staff's recommendation that a supplemental contract be advertised for this needed slope repair.

Aud. Cert. 8800893.

FILE LOCATION: W.O. 118659 CONT - Whillock Corporation
CONTFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109:

Five actions relative to the final subdivision map of Mesa Business Park, an 18-lot subdivision located southeasterly of I-805 and Otay Mesa Road:
(Otay Mesa Community Area. District-8.)

Subitem-A: (R-88-2081) ADOPTED AS RESOLUTION R-270832
Authorizing the execution of a Subdivision Improvement Agreement with H-C Otay Mesa Developers, Ltd., for the installation and completion of public improvements.

Subitem-B: (R-88-2080) ADOPTED AS RESOLUTION R-270833
Approving the final map.

Subitem-C: (R-88-2082) ADOPTED AS RESOLUTION R-270834
Approving the acceptance by the City Manager of street

easement deeds of Gerald Handler, Milton H. Lincoff, Beno Hirschbein and Arnold B. Belinsky, and of The Industrial Group, granting to the City easements for public street purposes in Parcel 1 of Parcel Map PM-6564, and in Section 33, Township 18 South, Range 1 West, San Bernardino Meridian; dedicating said land as and for public streets and naming the same Pacific Rim Court and Otay Mesa Road.

Subitem-D: (R-88-2083) ADOPTED AS RESOLUTION R-270835
Authorizing the execution of an agreement with H-C Otay Mesa Developers, Ltd., for the construction of storm water detention facilities.

Subitem-E: (R-88-2084) ADOPTED AS RESOLUTION R-270836
Authorizing the execution of an agreement with H-C Otay Mesa Developers, Ltd., for payment of Development Impact fees to finance public facilities.

FILE LOCATION:

Subitems A, B, D, and E SUBD Mesa Business
Park,

Subitem-C DEED F-4445 DEED
FY88-1 CONTFY88-3

COUNCIL ACTION: (Tape location: B130-150.)
CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110:

Two actions relative to the final subdivision map of North
City West Neighborhood 7 Units 6 and 16, a 5-lot
subdivision located northeasterly of El Camino Real and Del
Mar Heights Road:
(North City West Community Area. District-1.)

Subitem-A: (R-88-2028) ADOPTED AS RESOLUTION R-270837
Authorizing the execution of a Subdivision Improvement
Agreement with Pardee Construction Company for the
installation and completion of public improvements.

Subitem-B: (R-88-2027) ADOPTED AS RESOLUTION R-270838
Approving the final map.

FILE LOCATION: SUBD North City West Neighborhood 7 Unit 6A
CONFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-88-2067) ADOPTED AS RESOLUTION R-270839

Authorizing the execution of a deed conveying to San Diego
Gas and Electric Company an easement for underground
electrical facilities and appurtenances affecting
City-owned portion of Lot 10 of New Riverside--Fire Station
28.

(Kearny Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This easement is
requested by SDG&E to provide underground electrical service to
a new communications building to be constructed at Fire Station
28 in Kearny Mesa. Construction of the building should begin in
May, and the City will pay for the underground electrical
installation as part of the construction contract previously
authorized by Council. The electrical installation on City
property consists of underground conduits and an aboveground
pad-mounted transformer. The proposed easement will cover an
area of approximately 720 square feet. The alignment has been
approved by the Engineering and Development Department, which is
overseeing the project.

FILE LOCATION: DEED F-4446 DEEDFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-88-2018) ADOPTED AS RESOLUTION R-270840

Authorizing the execution of a deed conveying to Pacific
Bell an easement for underground communications facilities
and appurtenances affecting City-owned portion of Pueblo
Lot 1803--Mission Beach Park.

(Mission Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: A 50-year lease
commenced in 1986 between the City and Belmont Park Associates
for development of the 6.7-acre Belmont Park site as a specialty

shopping center and public recreation complex. Pacific Bell requests an easement for the underground telephone service previously installed at the development on a permit basis. The easement basically consists of underground cables located in 5-foot-wide strips of land along the periphery of the development. The cost of the telephone installation was shared by Pacific Bell and Belmont Park Associates. The proposed easement contains about 10,755 square feet. Since dedicated parkland is affected, the easement is terminable by the City in the event of nonuse or abandonment for a period of one year.

FILE LOCATION: DEED F-4447 DEEDFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113:

Four actions relative to Drucker Lane and Siempre Viva Road:
(Otay Mesa Community Area. District-8.)

Subitem-A: (R-88-2068) ADOPTED AS RESOLUTION R-270841

Approving the acceptance by the City Manager of a street easement deed of Otay International Center, granting to the City an easement for public street purposes in a portion of Lot 10 of County of San Diego Tract No. 4388, Map-11163; dedicating said land as and for a public street and naming the same Drucker Lane.

Subitem-B: (R-88-2069) ADOPTED AS RESOLUTION R-270842

Approving the acceptance of a street reservation in Lot 10 of San Diego Tract No. 4388, Map-11163; dedicating said land as and for a public street and naming the same Siempre Viva Road.

Subitem-C: (R-88-2070) ADOPTED AS RESOLUTION R-270843

Authorizing the Mayor and City Clerk to execute the certificate of ownership on said Parcel Map of TM-86-1025, consenting to the preparation and recordation of said map.

Subitem-D: (R-88-2071) ADOPTED AS RESOLUTION R-270844

Certifying that the information contained in Addendum No. 86-1025 to Environmental Impact Report EIR-84-0297, has

been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines, and has been reviewed and considered by the Council.

FILE LOCATION:

Subitem-A DEED F-4448,

Subitem-B DEED

F-4449,

Subitems C and D SUBD San Diego

Tract No. 4388, Map No. 11163, Lot 10

DEEDFY88-2

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-88-2059) ADOPTED AS RESOLUTION R-270845

Setting aside a portion of City-owned land, being a portion of Lot 152 of Fortune Homes Unit No. 4, Map-9786 for a public street and naming the same San Pasqual Drive. (Southeast San Diego Community Area. District-4.)

FILE LOCATION: DEED F-4450 DEEDFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-88-1988) ADOPTED AS RESOLUTION R-270846

Excusing Deputy Mayor Gloria D. McColl from attending the Rules Committee meeting of March 2, 1988, due to an emergency oral surgery and from the Public Services and Safety Committee meeting of March 16, 1988, for the purpose of personal business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-88-2079) ADOPTED AS RESOLUTION R-270847

Excusing Council Member Ed Struiksma from attending the Special Council Meeting on Thursday, April 7, 1988, for the purpose of attending the California Association of Councils of Government Conference in Monterey, California, as the SANDAG representative, and the Public Facilities and Recreation Committee meeting and special meeting of the Council of Wednesday, April 13, 1988, to attend to City business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-88-2078) ADOPTED AS RESOLUTION R-270848

Excusing Council Member Bob Filner from attending the Special Council Meeting on Thursday, April 21, 1988 regarding growth management, for the purpose of vacation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118: (R-88-2076) ADOPTED AS RESOLUTION R-270849

Commending Mandell Weiss for his outstanding contributions to San Diego and for his inspiring example to our entire community, on the occasion of the presentation of the coveted National Distinguished Community Service Award by the Anti-Defamation League of B'nai B'rith on June 2, 1988.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-88-2086) ADOPTED AS RESOLUTION R-270850

Authorizing the Auditor and Comptroller to transfer the sum of \$6,000 within the General Fund 100 from the Unallocated Reserve (605) to Council District 2 (022) for the purpose of purchasing office furniture.

Aud. Cert. 8800933.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-120: (R-88-2049) RETURNED TO CITY MANAGER

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the north side of North Harbor Drive between Scott Street and Nimitz Boulevard; on the south side of North Harbor Drive on both sides of the Frontage Road between Scott Street and 300 yards east of Scott Street; authorizing the installation of the necessary signs and markings; declaring that the hereinabove imposed regulations shall become effective upon the installation of such signs.

(Point Loma Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The proposed time limit parking zone was petitioned by a property owner that represents 75 percent of the affected frontage. Recent parking studies determined the average parking occupancy to be over 75 percent and the average parking duration to be 4.5 hours. The location is in an area that receives a high level of parking enforcement. This meets the requirements of Council Policy 200-4. Therefore, this parking restriction is recommended for implementation.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B080-115.)

MOTION BY HENDERSON TO DO THE FOLLOWING AT THE CITY MANAGER'S REQUEST: 1) RETURN ITEM-120 TO THE CITY MANAGER TO REDOCKET AFTER THE PORT DISTRICT HAS COMPLETED A PARKING STUDY, 2) CONTINUE ITEM-150 TO MAY 16, 1988, FOR A REPORT FROM RULES COMMITTEE, AND 3) RETURN ITEM-202 TO THE CITY MANAGER TO REDESIGN THE PARK. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea,

Mayor O'Connor-yea.

ITEM-121: (R-88-2020) ADOPTED AS RESOLUTION R-270851

Resolution initiating proceedings for the formation of the
La Jolla Shores Landscape Maintenance District.

(La Jolla Shores Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The proposed La Jolla Shores Landscape Maintenance District has been suggested by members of the La Jolla Shores Association. The purpose of the proposed district is to install and maintain landscaping along major streets and other key areas within the La Jolla Shores planned district boundaries. City staff has randomly selected 20 percent of the owners within the proposed district to participate in the petition process which was conducted by the La Jolla Shores Association. The petition results indicate 67 percent support for the proposed district on the basis of parcel acreage. The implementation schedule calls for district establishment, landscape design, plan checking and approvals during the first year followed by four years of phased construction, for an estimated total construction cost of \$304,000. Design, inspection and administration costs are estimated to be \$128,000. The assessment amount per dwelling unit for this district will be set at \$40 annually. The funds generated by the annual assessments will provide for both construction and maintenance of the proposed landscaping for the district. This action is for initiating proceedings for the formation of the district on the basis of the 67 percent support indicated by the randomly selected 20 percent petition. The district would be before the Council in July 1988 for the public hearing for the establishment of the district and levying of assessments.

FILE LOCATION: STRT M-175

COUNCIL ACTION: (Tape location: B154-C070.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-122: (R-88-2098) ADOPTED AS RESOLUTION R-270852

Resolution of Intention to vacate a segment of Tenth Avenue north of University Avenue, Cleveland Avenue between Tenth Avenue and Vermont Street, and excess portion of University between Tenth Avenue and Vermont Street, an excess portion

of Vermont Street north of University Avenue, the alley in Block 187 of University Heights, and the walkway adjacent to Blocks 182, 183, 186 and 187 of University Heights, under the provisions of the Public Streets, Highways, and Service Easement Vacation Law; fixing a time and place for hearing thereof.

(Uptown Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This action requests the adoption of a Resolution of Intention to establish a time and date for a public hearing concerning the Street Vacation action for the Sears Site. The rights-of-way included in the Resolution of Intention for the proposed vacation are: Tenth Avenue, Cleveland Avenue, portions of University Avenue and Vermont Street, an adjoining alley and a walkway, all situated within and adjacent to the Sears Site. The street vacation is being scheduled to permit a sale of the City-owned land by June 30, 1988. A projected hearing date of May 23rd has been selected for Council consideration of the development concepts, street vacation, and certification of an Environmental Report for the Sears Site. A Planning Commission hearing is scheduled for May 12th on the Planned Commercial Development and the street vacation. It is therefore recommended that City Council adopt the Resolution of Intention in order to accommodate the prospective hearing date regarding the proposed street vacation.

FILE LOCATION: STRT J-2683 DEED F-4451 DEEDFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-123:

Four actions relative to the Marketplace at the Grove project:

(Mid-City Community Area. District-3.)

Subitem-A: (R-88-2061) ADOPTED AS RESOLUTION R-270853

Authorizing the execution of a Public Works Financing Agreement with DP Partnership for the purpose of providing for the planning, design, financing, and construction of the public improvements for the Market Place at the Grove project.

Subitem-B: (R-88-2062) ADOPTED AS RESOLUTION R-270854

Authorizing the execution of an agreement with BSI Consultants, Inc., in an amount not to exceed \$14,500 for the purpose of preparing a public financing feasibility study for the Marketplace at the Grove project.

Subitem-C: (R-88-2063 Rev. 1) ADOPTED AS RESOLUTION
R-270855

Authorizing the execution of an agreement with the firm of Jones, Hall, Hill and White to provide Special Bond Counsel services for a minimum fee of \$7,500 for special assessment proceedings for the Marketplace at the Grove project.

Subitem-D: (R-88-2064) ADOPTED AS RESOLUTION R-270856

Authorizing the City Auditor and Comptroller to establish Special Fund No. 79460 and to deposit the \$30,000 property owner advance therein.

CITY MANAGER SUPPORTING INFORMATION: In May 1986, Council established the College Grove Redevelopment Project. The purpose of the project was to provide for extensive remodeling and rehabilitation of the shopping center plus construction of significant public improvements including new direct access - egress to State Route 94. It was anticipated that the approximately \$8.0 million in public improvements could be financed via public financing at the time that the project was approved. The purpose of the Public Works Financing Agreement is to provide for the planning, design, financing, and construction of the public improvements through either an assessment district or Mello-Roos Community Facilities District. As provided for in the agreement, the first phase consists of feasibility study to determine which financing method would be most appropriate. The property owner has requested that the firm of BSI Consultants, Inc. prepare the study and that the firm of Jones, Hall, Hill & White act as Special Bond Counsel for the study and any subsequent proceedings that may be subsequently initiated. The results of the study and initiation of proceedings will be brought to Council for approval.
Aud. Cert. 8800934.

FILE LOCATION: MEET CCONFY88-2 CONTFY88-1

COUNCIL ACTION: (Tape location: G305-330.)

MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-124: (R-88-2075 Rev.1) ADOPTED AS AMENDED AS RESOLUTION

19880502

Authorizing the execution of an agreement with El Cajon Boulevard Business Association for the operation of the El Cajon Boulevard Business Improvement District; authorizing the expenditure of an amount not to exceed \$35,625 from Department 10561, Object Account 4222, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: The El Cajon Boulevard Business Improvement District was established by Ordinance O-16919, adopted on August 3, 1987, to provide more efficient use of parking facilities, improve traffic circulation, pedestrian and urban amenities; and to promote the community through special events, marketing and advertising. The general boundaries of the district are 33rd Street on the west, Orange Avenue on the south, Dayton Street on the east, and Meade Avenue on the north. The program is financed by a special assessment upon businesses located within the area and collected annually by the City Treasurer with the Business License Tax. The assessments are based upon categories of benefit for those businesses located within the Business Improvement District. This action is to enter into a contract with the El Cajon Boulevard Business Improvement Association to accomplish the objectives of the District. The term of agreement is April 1, 1988 to June 30, 1988.

Aud. Cert. 8800917.

FILE LOCATION: STRT L-9 CONFY88-1

COUNCIL ACTION: (Tape location: C071-083.)

MOTION BY McCOLL TO ADOPT AS AMENDED TO CHANGE THE TITLE OF THE DISTRICT TO "CENTRAL BUSINESS IMPROVEMENT DISTRICT." Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-125: (R-88-2054) ADOPTED AS RESOLUTION R-270858

Authorizing the execution of an agreement with P and D Technologies for the preparation of the Otay Mesa Transportation Phasing Plan; authorizing the expenditure of an amount not to exceed \$24,926 from Fund 10250 of Department 541, for the purpose of providing funds for the above project.
(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The attached agreement with P&D Technologies is for the Otay Mesa Transportation Phasing Plan, the purpose of which is to identify an incremental program of traffic facility improvements to ensure that adequate access facilities will be available at each phase of the community's development. Staff is now committed to a work program which does not include this project, and is therefore not available to accomplish this task within the necessary time frame. A consultant was selected in accordance with Council Policy 300-7. Advertisements for the project were run in the San Diego Daily Transcript on September 30, 1987. Three consultants responded to the invitation to submit proposals. All of these firms were referred to the Engineering and Development Department. The three consultants submitted detailed proposals to Engineering and Development. None of the consultant firms are women or minority owned. The consultants were interviewed and evaluated based on the following:

- a. Ability to prepare a transportation phasing plan
- b. Capability and time commitment of key personnel
- c. Approach to carry out the project
- d. Quality of similar previous work

The firm of P&D Technologies was selected as the recommended consultant.

Aud. Cert. 8800901.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-126:

Two actions relative to Possessory Interest Taxes on Police Facilities:

(See memorandum from the City Manager dated 4/5/88.)

Subitem-A: (R-88-2036) ADOPTED AS RESOLUTION R-270859

Designating and requesting the San Diego/Metropolitan Transit Development Board Joint Powers Authority "Authority" to accept the titles and leasehold interests to the Police Capital Improvements Projects "Project" and to hold the same subject to the City's faithful performance of its obligations pursuant to the Lease Agreement; authorizing the City Manager to request Rauscher Pierce

Refsnes Leasing, Inc. to transfer the titles and leasehold interests of the Project to the Authority; authorizing and requesting the Authority to reconvey to the City such titles and leasehold interests to the Project upon satisfactory discharge by the City of its obligation pursuant to the Lease Agreement; authorizing the City Manager to accept such transfers and to cause the necessary recordation thereof in the real property records of the County of San Diego; agreeing that the City shall defend, indemnify and hold harmless the Authority and its agents, officers and directors from and against any and all liability or expense the Authority may sustain or incur as a result of the Authority's acceptance and holding of the titles and leasehold interests from the Corporation and the reconveyance thereof; authorizing the City Manager to execute any documents or agreements as may hereafter be deemed reasonable and necessary to effect such conveyance or reconveyance and take such further action as shall be consistent with the intent of this resolution.

Subitem-B: (R-88-1989) ADOPTED AS RESOLUTION R-270860

Confirming the appointment of the Deputy Mayor of the City of San Diego as the alternate member to the City of San Diego/Metropolitan Transit District Board Joint Powers Authority.

COMMITTEE ACTION: Reviewed by RULES on 4/6/88. Recommendation to adopt the City Manager's recommendation to authorize the transfer of titles and assignment of leaseholds to the Police Facilities from Rauscher Pierce Refsnes to the City of San Diego/Metropolitan Transit District Board Joint Powers Authority. Appoint Deputy Mayor McColl as the City's alternate on the Joint Powers Authority. Districts 1, 2, 7 and Mayor voted yea. District 3 not present.

CITY MANAGER SUPPORTING INFORMATION: On May 1, 1986, the City refinanced several City police facilities using Certificates of Participation. A Certificate of Participation financing incorporates a sale lease-back of facilities. The Lessor of the refinanced police facilities is Rauscher Pierce Refsnes, Inc. Due to the fact that Rauscher Pierce Refsnes, Inc. is not a tax exempt organization, the City is required to pay approximately \$500,000 annually in possessory interest taxes on the refinanced police facilities. On September 28, 1987, the City Council created the City of San Diego/MTDB Joint Powers Authority (Authority). One of the purposes of the Authority is to acquire public capital improvements and to acquire, hold and dispose of

the real property involved in such capital improvements. It is the City's position that the Authority is a qualifying exempt organization for purposes of the possessory interest tax. In order to minimize costs on the refinanced police facilities due to the possessory interest tax payments, it is proposed that the titles and assignment of leaseholds to the facilities be transferred from Rauscher Pierce Refsnes, Inc. to the Authority. The Authority would become the Lessor and transfer all titles and leaseholds to the City when the Certificates of Participation are paid in full. To insure continuity in City representation, it is requested that the Deputy Mayor be appointed as the City's alternate member to the Authority.

FILE LOCATION: LEAS San Diego/Metropolitan Transit
Development Board Joint Powers Authority
LEASFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-88-2003) CONTINUED TO MAY 9, 1988

(Continued from the meeting of April 18, 1988, Item S402, at Mayor O'Connor's request, for further review.)
Approving in concept the funding request of \$300,000 for transportation costs related to the 1995 International Convention of Alcoholic Anonymous through an annual allocation of \$50,000 for six years beginning in Fiscal Year 1989, subject to the annual budget approval and appropriation of funds; directing the City Manager to develop a policy, in conjunction with the San Diego Convention and Visitors Bureau (CONVIS), regarding funding of the above and other extraordinary conventions whereby the cost of any necessary inducements for holding such large conventions in San Diego would be shared by the City and the tourism industry.

(See City Manager Report CMR-88-187.)

COMMITTEE ACTION: Reviewed by PSS on 4/6/88. Recommendation to refer to the City Council with no recommendation.

Districts 2, 4 and 7 voted yea. Districts 3 and 6 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B080-115.)

MOTION BY HENDERSON TO DO THE FOLLOWING AT THE CITY MANAGER'S

REQUEST: 1) RETURN ITEM-120 TO THE CITY MANAGER TO REDOCKET AFTER THE PORT DISTRICT HAS COMPLETED A PARKING STUDY, 2) CONTINUE ITEM-150 TO MAY 16, 1988, FOR A REPORT FROM RULES COMMITTEE, AND 3) RETURN ITEM-202 TO THE CITY MANAGER TO REDESIGN THE PARK. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (O-88-192) CONTINUED TO MAY 31, 1988

Introduction and adoption of an Ordinance amending Chapter II, Article 7, of the San Diego Municipal Code by adding Section 27.2523 and by amending Sections 27.2501, 27.2525 and 27.2531 relating to the Authority of the City Council to submit to the voters, without a qualifying petition, a proposition for the repeal, amendment or enactment of any legislative act.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C073-170.)

MOTION BY STRUIKSMA TO CONTINUE TO MAY 31, 1988, FOR ASSISTANT CITY ATTORNEY FITZPATRICK TO BE PRESENT AND REFER THE MATTER TO THE CHARTER REVIEW COMMISSION FOR REVIEW. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201: CONTINUED TO MAY 16, 1988

Three actions relative to the Fire Department Support Services Complex Communications Building:
(Serra Mesa Community Area. District-5.)

Subitem-A: (R-88-1812)

Inviting bids for the Construction of the Fire Department Communications Building on Work Order No. 118620; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$2,332,040 from Federal Reserve Sharing Fund 18014, CIP-33-069, Fire Department Support Services Complex, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9675)

Subitem-B: (R-88-1813)

Authorizing the use of City Forces to do all the work to make connections and perform operational checks, as required, in connection with the above construction; pursuant to the recommendation of the City Manager and submission of estimates by him indicating that said work can be done by City Forces more economically than if let by contract; declaring that the cost of said work shall not exceed \$9,500.

Subitem-C: (R-88-1814)

Certifying that the information contained in Environmental Negative Declaration END-87-1051, dated February 17, 1988, issued in connection with the construction of Fire Department Communications Building, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: Capital Improvements Project CIP-33-069.0 provides for phased development of a Fire Department Support Services Complex at the existing Training/Repair Facility/Fire Station No. 28 site at Kearny Villa Road and Aero Drive. Development of the site will be in accordance with the master plan approved by the City in March 1986. Council authorized an agreement on September 8, 1986 for design of the first phase -- the two story Communications Building. This structure will contain the new Dispatch Center, offices, and supporting facilities. The communications equipment will be acquired separately and installed upon completion of the building. Eventually, the Department's Dispatch Center in the Operations Building will be moved to the new facility. The Plans and Specifications for the Communications Building are complete and the project is ready to advertise for bids. All necessary clearances and permits for construction have been issued, including the Federal Aviation Administration permit needed because of the project's proximity to Montgomery Field Airport. The future second phase of the Support Services Complex will provide expansion of the existing Repair Facility to allow more efficient servicing of the department's growing fleet of vehicles.

Aud. Cert. 8800885.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C174-373.)

MOTION BY STRUIKSMA TO CONTINUE TO MAY 16, 1988, AND DIRECT THE PLANNING DEPARTMENT, SPECIFICALLY THE CITY'S ARCHITECT AND THE

LANDSCAPE ARCHITECTS, TO REVIEW THE PLANS. Second by McColl.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: RETURNED TO THE CITY MANAGER

(Continued from the meeting of April 11, 1988, Item 103, at
the City Manager's request, to allow time to receive
additional community input.)

Two actions relative to the Construction of Hollywood
Neighborhood Park - Development, Phase IV:
(Mid-City Community Area. District-8.)

Subitem-A: (R-88-1802)

Inviting bids for the Construction of Hollywood
Neighborhood Park - Development, Phase IV on Work Order No.
118738; authorizing the execution of a contract with the
lowest responsible bidder; authorizing the City Auditor and
Comptroller to transfer \$123,100 from Mid-City Park
Development Fund 39094 to CIP-23-147.4, Hollywood
Neighborhood Park - Development, Phase IV; authorizing the
expenditure of funds not to exceed \$473,100 (\$350,000 from
Capital Outlay Fund 30245; \$108,100 from Mid-City Park
Development Fund 39094 and \$15,000 from Park Service
District Fund 15580) from CIP-23-147.4, Hollywood
Neighborhood Park - Development, Phase IV, for providing
funds for said project and related costs; authorizing the
Auditor and Comptroller, upon advice from the administering
department, to transfer excess budgeted funds, if any, to
the appropriate reserves. (BID-9646)

Subitem-B: (R-88-1803)

Certifying that the information contained in Environmental
Negative Declaration END-87-1144, dated February 17, 1988,
issued in connection with the Construction of Hollywood
Neighborhood Park - Development, Phase IV, has been
completed in compliance with the California Environmental
Quality Act of 1970 and State guidelines, and that said
declaration has been reviewed and considered by the
Council.

CITY MANAGER SUPPORTING INFORMATION: This project will
develop approximately 1.8 acres at the north end of Hollywood
Neighborhood Park. The site is located on the west side of
Laurel Street between Maple Street and Sumac Drive in the

Mid-City community. The proposed improvements are in accordance with the approved General Development Plan for this park and include an access road, 41-car parking lot, picnic facilities, children's play equipment area, sidewalks, landscaping, automatic irrigation system, fencing and other miscellaneous improvements. The project also includes a walk and stairs within an undeveloped alley way which will provide sorely needed access to the park from the west.

Aud. Cert. 8800838.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B080-115.)

MOTION BY HENDERSON TO DO THE FOLLOWING AT THE CITY MANAGER'S REQUEST: 1) RETURN ITEM-120 TO THE CITY MANAGER TO REDOCKET AFTER THE PORT DISTRICT HAS COMPLETED A PARKING STUDY, 2) CONTINUE ITEM-150 TO MAY 16, 1988, FOR A REPORT FROM RULES COMMITTEE, AND 3) RETURN ITEM-202 TO THE CITY MANAGER TO REDESIGN THE PARK. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-203: (R-88-2095) ADOPTED AS RESOLUTION R-270861

Declaring that the clause entitled "Agency Employment of City Staff" in the agreement between Frederic C. Harris, Inc. and The City of San Diego, Document No. RR-270572, shall not be applicable to the employment of John C.

Tsiknas, a City employee, by Frederic C. Harris, Inc.

CITY MANAGER SUPPORTING INFORMATION: On March 21, 1988, Council approved a consultant agreement with Frederic R. Harris, Inc. (FRH) in the amount of \$70,473 for the optimization of traffic signals. The agreement had the standard "Agency Employment of City Staff" clause which states that the agreement shall be terminated by the City if the Contractor (consultant) employs an individual who within the twelve months immediately preceding such employment participated in negotiation with, or otherwise had an influence on, the recommendation made to the City Council in connection with the selection of the Contractor. Mr. John Tsiknas, Senior Traffic Engineer, with almost 34 years of City service, has indicated that he would like to retire from the City and work for the firm of FRH. He is, however, concerned with the Agency Employment clause because in January of 1988 he participated in a consultant selection team that ranked as number one the firm of FRH. The selection process followed A.R. 25.70, "Hiring Consultants Other Than Architects

and Engineers" in which consultants submit their cost proposals along with their technical proposals. The selection team did find that FRH was the best qualified; however, since all of the 6 competing firms were qualified, the selection team ranked the firms by order of qualification including cost proposal. (The FRH proposal was additionally the least cost of all submittals.) This ranking was submitted to the Assistant City Manager on January 8, 1988, and subsequently led to recommending to Council that FRH be hired. Neither Mr. Tsiknas nor FRH approached each other regarding employment of Mr. Tsiknas until the 4th week of March 1988. In view of the competitive bidding nature of the selection process (versus negotiated fee) and the relatively low amount (\$70,473) of the FRH agreement, it is recommended that the Agency Employment clause be waived in this case.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G483-543.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204:

Matter of Alternate Resolutions for Quality Life Initiative:

Subitem-A: (R-88-2021a) FILED

Declaring that the City Council approves the legislation contained in the initiative petition establishing new restrictions on building and land development within the City; directing the City Attorney to prepare an ordinance containing the legislation for the purpose of putting it in the proper format for insertion in the Municipal Code for adoption by the City Council.

Subitem-B: (R-88-2021b) ADOPTED AS RESOLUTION R-270862

Declaring that the City Council rejects the legislation contained in the initiative petition establishing new restrictions on building and land development with the City; directing the City Attorney to prepare an ordinance calling a special election to be consolidated with the regularly scheduled election of November 8, 1988.

: Council may adopt either one of the above resolutions but not both; or, may take no action, in which event the matter will return to Council on or before May 5, 1988 for

approval or to call for a special election.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C394-D175.)

MOTION BY McCOLL TO FILE SUBITEM-A AND ADOPT SUBITEM-B TO DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE REGULARLY SCHEDULED ELECTION OF NOVEMBER 8, 1988. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-205: (O-88-188) INTRODUCED, TO BE ADOPTED MAY 16, 1988

Introduction of an Ordinance authorizing the execution of a lease with Sharp Cabrillo Hospital for a term of approximately 30 years.

(See City Manager Report CMR-88-183.)

COMMITTEE ACTION: Reviewed by RULES on 4/6/88. Recommendation to adopt the City Manager's recommendation to lease the Sharp Cabrillo Hospital property and facilities to Sharp Cabrillo Hospital. Referred the matter of the \$2.7 million social services package back to the City Manager for further review. Districts 1, 2, 7 and Mayor voted yea. District 3 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G350-629.)

Hearing began 6:41 p.m. and halted 6:48 p.m.

MOTION BY HENDERSON TO INTRODUCE. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-206: CONTINUED TO MAY 9, 1988

Matter of:

The selection of a growth management strategy to be used as the basis for subsequent amendment to the GUIDELINES FOR FUTURE DEVELOPMENT Section of the Progress Guide and General Plan of the City of San Diego. It should be made clear that the action to be taken subsequent to the public hearing does not constitute amendment to the general plan, but is merely for the purpose of giving direction to staff in the preparation of a draft general plan amendment. A public hearing on the general plan amendment will be published under separate notice at a future date.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D180-E090, E101-G305.)

Hearing began 4:22 p.m. and recessed 4:59 p.m.

Hearing resumed 5:00 p.m. and halted 6:38 p.m.

Testimony in opposition by Kim Kilkenney and Stuart Schaefer.

Testimony in favor by Mr Davidson and Tom Mullaney.

BY COMMON CONSENT THE DISCUSSION WAS CONTINUED TO MAY 9, 1988.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S400: (R-88-2116) ADOPTED AS RESOLUTION R-270863

Proclaiming the month of May 1988 to be "Transportation
Month" in San Diego and urging all citizens and visitors to
join in the celebration.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A085-204.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-S401: (R-88-2156) ADOPTED AS RESOLUTION R-270864

Designating Friday, May 6, 1988, as "Nurse Recognition Day"
in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A204-248.)

MOTION BY ROBERTS TO ADOPT. Second by McCarty. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-S402: REFERRED TO RULES COMMITTEE

The matter of a report from the Mayor's Committee Against
Drug Abuse.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A248-B085.)

MOTION BY McCARTY TO REFER THE REPORT TO RULES COMMITTEE FOR
REVIEW AND RECOMMENDATIONS. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

* ITEM-S403: (R-88-2155) ADOPTED AS RESOLUTION R-270865

Congratulating the San Diego Railroad Museum on its 25th Anniversary and expressing appreciation to the volunteers and members of the Museum for their efforts in preserving an important part of San Diego's history for posterity; declaring the week of May 1 through 8, 1988 "RailFair '88 Week" in commemoration of the events planned for the railroad yard at Hancock Street, near Old Town, San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S404: (R-88-2117) ADOPTED AS RESOLUTION R-270866

Authorizing the execution of an agreement with the consulting team of Wilbur Smith Associates, in conjunction with K. T. Analytics, for consulting services for Centre City and Balboa Park Parking Management Program; authorizing the expenditure of an amount not to exceed \$30,000 from Fund 100, Department 065, Organization 360, Organization 4256 from 1986 Centre City Fund, for the purpose of providing funds for the above project; authorizing the expenditure of an amount not to exceed \$5,000 from Fund 100, Department 443.10, Organization 210, Job Order 4943, for the purpose of providing funds for the expanded scope of work.

(Centre City Community Area. Districts-2 and 8.)

CITY MANAGER SUPPORTING INFORMATION: In September, 1987, the Planning Department solicited Requests for Qualifications (RFQ's) for the Centre City Parking Management Program. The RFQ was sent to approximately 130 Design and Transportation consultants and was advertised in the San Diego Daily Transcript. Ten responses were received. In September, 1987, four consulting teams shortlisted from the RFQ responses were invited to submit Requests for Proposals (RFP's). The specified scope of work included the development of Parking Management techniques, flexible parking ratios and phasing, fiscal strategies, and the preparation of a draft ordinance for Centre City San Diego. Three proposals were received (one dropped out). On December 17, 1987, the three candidates were interviewed by a five member committee comprised of community

representatives, a volunteer engineer and staff from Planning, Engineering and Development, and MTDB. The committee ranked the proposals using specified evaluation criteria and selected the consulting team of Wilbur Smith Associates in conjunction with K.T. Analytics. The consultant study is expected to be completed in approximately six months. The Centre City Planning Committee (CCPC) will serve as an advisory policy committee for the project. The scope of work includes numerous meetings with CCPC and the community at large to formulate a viable recommendation for implementation. The scope of work has since been amended to include the central area of Balboa Park.

Aud. Cert. 8800910.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: B130-150.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S405:

(Continued from the meeting of April 25, 1988, Item 104, at Council Member Wolfsheimer's request, to allow the City Manager to provide information concerning the agreement with Atlas Hotels, the use of the facility and a list of changes between the tentative map and the final map.)
Three actions relative to the final subdivision map of Blackhorse Farms Unit Nos. 1 and 2, a two-lot subdivision located southwesterly of Genesee Avenue and North Torrey Pines Road:
(La Jolla Community Area. District-1.)

Subitem-A: (R-88-1997) ADOPTED AS RESOLUTION R-270867
Authorizing the execution of a Subdivision Improvement Agreement with Blackhorse at La Jolla Ltd., Atlas Hotels, Inc., General Partner, for the installation and completion of public improvements.

Subitem-B: (R-88-1996) ADOPTED AS RESOLUTION R-270868
Approving the final map.

Subitem-C: (R-88-1998) ADOPTED AS RESOLUTION R-270869
Approving the acceptance of a street easement deed of The Salk Institute for Biological Studies, San Diego, California, granting to the City an easement for public

street purposes in a portion of Parcel 1 of Parcel Map PM-14013; dedicating said land as and for a public street and naming the same Salk Institute Road.

FILE LOCATION:

Subitems A and B SUBD Blackhorse Farms Unit
Nos. 1 and 2,

Subitem-C DEED F-4436

CONTFY88-1 DEEDFY88-1

COUNCIL ACTION: (Tape location: E090-101.)

MOTION BY STRUIKSMA TO ADOPT ITEMS-S405, S406, S407, and S408.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-S406: (R-88-2005) ADOPTED AS RESOLUTION R-270870

Resolution of Intention to acquire approximately 25.03
acres of Stadium Village for the San Diego Open Space Park
Facilities District No. 1.

(Serra Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: At a November 2, 1987

public hearing, Council directed the acquisition of 91.26 acres
in Serra Mesa for open space. During that hearing discussion
arose on the possibility of acquiring an additional 25 acres in
the same area that was being proposed for development. This
additional acreage, referred to as Stadium Village, was
subsequently appraised. Further, on December 7, 1987, when
approving the sale of a City owned parcel in the Kearny Mesa
area, Council directed, by Resolution R-269934, that the
approximately \$400,000 City proceeds from this sale should be
directed toward the Stadium Village land purchase.

Additionally, a reimbursement contribution of \$241,000 is
anticipated to be paid to the Open Space Bond Fund by Stonecrest
Associates, through their development agreement if it is
approved. However, this contribution would in no way obligate
the Council in its action on the Stonecrest Associates
development proposal. This request is for \$775,000 to purchase
these parcels at fair market value plus funds to cover title,
escrow, and other miscellaneous costs. Of this amount,
approximately \$400,000 will be returned to the Open Space Bond
Fund upon close of escrow of the previously mentioned Kearny
Mesa parcel.

Aud. Cert. 8800898.

FILE LOCATION: STRT OS-32

COUNCIL ACTION: (Tape location: E090-101.)

MOTION BY STRUIKSMA TO ADOPT ITEMS-S405, S406, S407, and S408.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-S407: (R-88-2038) ADOPTED AS RESOLUTION R-270871

(Continued from the meeting of April 25, 1988, Item 116, at
Council Member Wolfsheimer's request, to allow time to
review some of the architectural designs that have not been
completed yet.)

Authorizing the execution of the first amendment to the
agreement with Architects Mosher/Drew/Watson/Ferguson for
professional design services for the Florence Riford
Library Center; authorizing the expenditure of an amount
not to exceed \$14,000 from CIP-35-057, Fund No. 30244, for
the purpose of providing funds for the above project.

(See City Manager Report CMR-88-200. La Jolla Community
Area. District-1.)

Aud. Cert. 8800878.

FILE LOCATION: MEET CCONFY88-1

COUNCIL ACTION: (Tape location: E090-101.)

MOTION BY STRUIKSMA TO ADOPT ITEMS-S405, S406, S407, and S408.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-S408: (R-88-2190) ADOPTED AS RESOLUTION R-270872

Waiving Council Policy 700-43, in respect to payment of
fees by the San Diego City Schools, for the purpose of
holding the Junior Model United Nations; authorizing the
City Auditor and Comptroller to expend the sum of \$3,462.25
from the General Revenue Sharing Contingency Reserve Fund
to the Convention and Performing Arts Center (CPAC) to
defray expenses for costs incurred by CPAC for the above
purpose.

(See Committee Consultant Analysis PFR-88-11.)

COMMITTEE ACTION: Initiated by PFR on 4/27/88. Recommendation
to approve the waiver of \$3,462.25 in fees and identified the

General Revenue Sharing Contingency Reserve as the funding source to reimburse the CPAC operation. Districts 5, 6, 7 and 8 voted yea. District 1 not present.

Aud. Cert. 8800969.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E090-101.)

MOTION BY STRUIKSMA TO ADOPT ITEMS-S405, S406, S407, and S408.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

NONE.

May-2-1988

PUBLIC COMMENT:

None.

May-2-1988

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:56 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G631).